IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

WP(C).No. 22567 of 2007(H)

PETITIONER:

SUBAIR K.S., AGED 45 YEARS,
S/O SULAIMAN, SENIOR ASSISTANT,
KERALA STATE ELECTRICITY BOARD,
ELECTRICAL DIVISION, ERNAKULAM.

BY ADV. SRI.P.M.MOHAMMED SHIRAZ

RESPONDENTS:
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1. KERALA STATE ELECTRICITY BOARD,
REPRESENTED BY ITS SECRETARY,
VYDYUTHI BHAVAN, PATTOM, TRIVANDRUM.

2. THE CHIEF ENGINEER(HRM),
KERALA STATE ELECTRICITY BOARD,
VYDYUTHI BHAVAN, PATTOM, TRIVANDRUM.

3. THE EXECUTIVE ENGINEER,
ELECTRICAL DIVISION, KSEB,
POWERHOUSE ROAD, ERNAKULAM.

BY SRI.K.S.ANIL, SC FOR KSEB.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. BALAKRISHNAN NAIR, J.

W.P.(C) No.22567 of 2007-J

JUDGMENT

The petitioner is a Senior Assistant, working under the respondents. He is aggrieved by his transfer from Ernakulam to Kasaragod, ordered as per Ext.P3. Though, the transfer order was issued as early as on 21.4.2007, the petitioner was not relieved so far, it is submitted in the writ petition. He preferred Ext.P6 representation along with the necessary medical certificate before the 2nd respondent, to show that he is suffering from serious ailments. On that ground he prayed for cancellation of his transfer. Apprehending that he is going to be relieved, this writ petition was filed on 23.7.2007.

2. The learned standing counsel for the K.S.E.B., upon instructions, submitted that the petitioner has already been relieved on 21.7.2007. The representation filed by him has not been disposed of so far.

3. The 2nd respondent is directed to consider and pass orders on Ext.P6 representation in accordance with law, taking into account Ext.P7 transfer norms and Ext.P5 medical certificate, within

one month from the date of production of a copy of this judgment. If the claim of the petitioner is found to be genuine, needless to say, consequential orders shall be passed without delay.

The writ petition is disposed of as above.

K. BALAKRISHNAN NAIR,
JUDGE.

24th July, 2007.
nm.